

2013 DRAFTING REQUEST

Floor Senate Amendment (SA51-AB40)

Received: **6/21/2013** Received By: **agary**
Wanted: **Today** Same as LRB:
For: **Senate Chief Clerk** By/Representing:
May Contact: Drafter: **agary**
Subject: **State Finance - bud generally** Addl. Drafters:
State Finance - miscellaneous Extra Copies:

Submit via email: **NO**
Requester's email:
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Floor Amendment

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 6/21/2013			_____			
/1		wjackson 6/21/2013	rschluet 6/21/2013	_____	srose 6/21/2013	srose 6/21/2013	

FE Sent For:

<END>

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/?	agary	1 WJ 6/21		_____			
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FE Sent For:

<END>

LRB
SENATE FLOOR AMENDMENT

DATE 6/20/13

LRB F0003 //

ARG: Wy:

SENATE AMENDMENT

to _____ Amendment _____

to _____ Substitute Amendment _____

TO AB BILL 40

Offered by Senator(s) Carpenter ~~(Carpenter)~~

At the locations indicated, amend the bill as follows:

1. Page 1395, line 22:

REPEAL—WI MANDATORY AUTOMOBILE INSURANCE
"SUBCHARTER VI
344.61 DEFINITIONS—344.67 NOTICE"

(END)



State of Wisconsin
2013 - 2014 LEGISLATURE

TODAY



LRBf0003/1

ARG:...

WY

in
6/21

SENATE AMENDMENT 51,
TO ASSEMBLY BILL 40

1 At the locations indicated, amend the bill as follows:

2 ✓ 1. Page 405, line 23: after that line insert:

3 "SECTION 516r. 25.40 (1) (a) 27. of the statutes is repealed."

4 ✓ 2. Page 1038, line 2: after that line insert:

5 "SECTION 1905m. 165.755 (1) (b) of the statutes is amended to read:

6 165.755 (1) (b) A court may not impose the crime laboratories and drug law
7 enforcement surcharge under par. (a) for a violation of s. 101.123 (2) or (2m), for a
8 financial responsibility violation under s. 344.62 (2), or for a violation of a state law
9 or municipal or county ordinance involving a nonmoving traffic violation, a violation
10 under s. 343.51 (1m) (b), or a safety belt use violation under s. 347.48 (2m)."

History: 1997 a. 27; 1999 a. 9, 72; 1999 a. 150 s. 672; 2001 a. 16; 2003 a. 30, 33, 139, 268, 326, 327; 2005 a. 25, 455; 2009 a. 12, 28, 100, 276; 2011 a. 260.

11 ✓ 3. Page 1138, line 22: after that line insert:

12 "SECTION 2157m. 302.46 (1) (a) of the statutes is amended to read:

302.46 (1) (a) If a court imposes a fine or forfeiture for a violation of state law or for a violation of a municipal or county ordinance except for a violation of s. 101.123 (2) or (2m), ~~for a financial responsibility violation under s. 344.62 (2),~~ or for a violation of state laws or municipal or county ordinances involving nonmoving traffic violations, violations under s. 343.51 (1m) (b), or safety belt use violations under s. 347.48 (2m), the court, in addition, shall impose a jail surcharge under ch. 814 in an amount of 1 percent of the fine or forfeiture imposed or \$10, whichever is greater. If multiple offenses are involved, the court shall determine the jail surcharge on the basis of each fine or forfeiture. If a fine or forfeiture is suspended in whole or in part, the court shall reduce the jail surcharge in proportion to the suspension.”.

History: 1987 a. 27; 1989 a. 22; 1989 a. 31 s. 1670c, 1670g; Stats. 1989 s. 302.46; 1989 a. 97, 359; 1991 a. 26, 32, 130, 189; 1993 a. 313; 1995 a. 201; 1999 a. 72; 2001 a. 16; 2003 a. 30, 139, 268, 326, 327; 2005 a. 455; 2009 a. 12, 28, 100, 256; 2011 a. 260.

4. Page 1141, line 7: after that line insert:

“**SECTION 2165e.** 344.14 (2) (L) of the statutes is repealed.”

SECTION 2165e. 344.25 (7) of the statutes is repealed.

SECTION 2165s. Subchapter VI of chapter 344 ^[precedes 344.61] of the statutes of the statutes is repealed.”.

5. Page 1207, line 14: after that line insert:

“**SECTION 2272m.** 757.05 (1) (a) of the statutes is amended to read:

757.05 (1) (a) Whenever a court imposes a fine or forfeiture for a violation of state law or for a violation of a municipal or county ordinance except for a violation of s. 101.123 (2) or (2m), ~~for a financial responsibility violation under s. 344.62 (2),~~ or for a violation of state laws or municipal or county ordinances involving nonmoving traffic violations, violations under s. 343.51 (1m) (b), or safety belt use violations under s. 347.48 (2m), there shall be imposed in addition a penalty surcharge under ch. 814 in an amount of 26 percent of the fine or forfeiture imposed.

1 If multiple offenses are involved, the penalty surcharge shall be based upon the total
2 fine or forfeiture for all offenses. When a fine or forfeiture is suspended in whole or
3 in part, the penalty surcharge shall be reduced in proportion to the suspension.”.

History: 1999 a. 9 ss. 2292m, 2298, 3050m to 3050o; 1999 a. 72 s. 6; 1999 a. 150 s. 672; 2001 a. 16; 2003 a. 30, 33, 139, 268, 326, 327; 2005 a. 25, 60; 455; 2007 a. 96; 2009 a. 12, 28, 276; 2011 a. 258.

4 **6.** Page 1212, line 6: after that line insert:

5 “**SECTION 2285r.** 814.63 (1) (c) of the statutes is amended to read:

6 814.63 (1) (c) This subsection does not apply to an action for a violation of s.
7 101.123 (2) or (2m), ~~for a financial responsibility violation under s. 344.62 (2),~~ for a
8 violation under s. 343.51 (1m) (b), or for a safety belt use violation under s. 347.48
9 (2m).

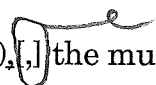
History: 1981 c. 317; 1985 a. 36; 1987 a. 27, 399; 1989 a. 22, 31, 64, 97, 107, 359; 1991 a. 26, 39, 130; 1993 a. 16, 167, 313; 1995 a. 27, 227, 349; 1997 a. 27, 248; 1999 a. 9, 72; 2001 a. 16; 2003 a. 30, 33, 139, 268, 327; 2005 a. 455; 2009 a. 12, 28, 100; 2011 a. 32, 258, 260.

10 **SECTION 2285s.** 814.63 (2) of the statutes is amended to read:

11 814.63 (2) Upon the disposition of a forfeiture action in circuit court for
12 violation of a county, town, city, village, town sanitary district, or public inland lake
13 protection and rehabilitation district ordinance, except for an action ~~for a financial~~
14 ~~responsibility violation under s. 344.62 (2)~~ or for a violation under s. 343.51 (1m) (b)
15 or a safety belt use violation under s. 347.48 (2m), the county, town, city, village, town
16 sanitary district, or public inland lake protection and rehabilitation district shall pay
17 a nonrefundable fee of \$5 to the clerk of circuit court.

History: 1981 c. 317; 1985 a. 36; 1987 a. 27, 399; 1989 a. 22, 31, 64, 97, 107, 359; 1991 a. 26, 39, 130; 1993 a. 16, 167, 313; 1995 a. 27, 227, 349; 1997 a. 27, 248; 1999 a. 9, 72; 2001 a. 16; 2003 a. 30, 33, 139, 268, 327; 2005 a. 455; 2009 a. 12, 28, 100; 2011 a. 32, 258, 260.

18 **SECTION 2285t.** 814.65 (1) of the statutes is amended to read:

19 814.65 (1) COURT COSTS. In a municipal court action, except ~~for a financial~~
20 ~~responsibility violation under s. 344.62 (2)~~ or for a violation of an ordinance in
21 conformity with s. 343.51 (1m) (b) or 347.48 (2m),  the municipal judge shall collect
22 a fee of not less than \$15 nor more than \$28 on each separate matter, whether it is
23 on default of appearance, a plea of guilty or no contest, on issuance of a warrant or

1 summons, or the action is tried as a contested matter. Of each fee received by the
2 judge under this subsection, the municipal treasurer shall pay monthly \$5 to the
3 secretary of administration for deposit in the general fund and shall retain the
4 balance for the use of the municipality.”. ✓

NOTE: NOTE: The comma shown in brackets was deleted by 2009 Wis. Act 121 without being stricken. No change was intended. Corrective legislation is pending. NOTE:

History: 1981 c. 317; 1983 a. 107; 1987 a. 181, 389, 399, 403; 1989 a. 22; 1991 a. 26; 1997 a. 27; 2003 a. 30, 33, 320; 2005 a. 54, 455; 2007 a. 96; 2009 a. 28, 100, 121; 2011 a. 32.

5 **7.** Page 1213, line 16: after that line insert:

6 **“SECTION 2293r.** 814.85 (1) (a) of the statutes is amended to read:

7 814.85 (1) (a) Except for an action for a financial responsibility violation under
8 s. 344.62 (2), ✓ or for a violation under s. 343.51 (1m) (b) or a safety belt use violation
9 under s. 347.48 (2m), the clerk of circuit court shall charge and collect a \$68 court
10 support services surcharge from any person, including any governmental unit as
11 defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63
12 (1).

History: 1993 a. 16; 1995 a. 27, 201, 417; 2001 a. 109; 2003 a. 30, 33; 2003 a. 139 ss. 197 to 200; Stats. 2003 s. 814.85; 2003 a. 326 ss. 123 to 125; 2005 a. 455; 2009 a. 28, 100.

13 **SECTION 2293s.** 814.86 (1) ✓ of the statutes is amended to read:

14 814.86 (1) Except for an action for a financial responsibility violation under s.
15 344.62 (2), ✓ or for a violation under s. 343.51 (1m) (b) or a safety belt use violation
16 under s. 347.48 (2m), the clerk of circuit court shall charge and collect a \$21.50 justice
17 information system surcharge from any person, including any governmental unit, as
18 defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am), 814.62
19 (1), (2), or (3) (a) or (b), or 814.63 (1). The justice information system surcharge is in
20 addition to the surcharge listed in sub. (1m).” ✓

History: 1987 a. 27; 1989 a. 22; 1991 a. 26, 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 9; 2003 a. 30, 33; 2003 a. 139 s. 201; Stats. 2003 s. 814.86; 2003 a. 326; 2005 a. 25, 455; 2009 a. 28, 100.

History: 4.86; 2003 a. 326; 2005 a. 25, 455; 2009 a. 28, 100.

21 (END)